IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.7003 of 2008
MUNNA KUMAR
Versus
THE STATE OF BIHAR

02/ 16.05.2008 Heard learned counsel for the petitioner and learned counsel for the State.

Petitioner is an accused for an offence punishable under section 414 of the Penal Code.

Learned counsel for the petitioner submits that although allegation is that the Police caught three persons from a motor-cycle including the petitioner, who is said to have been driving the motor-cycle. He further submits that in fact the petitioner was standing near Bidi shop and some other persons were caught from the motor-cycle and the petitioner has been falsely implicated. He further submits that the falsity of the case will also be borne from the fact that key of the motor-cycle was not seized from the possession of the petitioner or from any one else. He avers that there is nothing to show that the said motor-cycle was a stolen one. It is also stated on behalf of the petitioner that he has got no criminal antecedent, but he is in custody since September, 2007.

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In the aforesaid facts and circumstances, this petition for bail is allowed. Accordingly, let the sole petitioner, namely Munna Kumar be admitted to bail on executing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned learned Additional Chief Judicial Magistrate, Barh, in connection with Mokama P.S. Case No. 148 of 2007, corresponding to G.R. No. 1261 of 2007.

MPS/ **(S. N. Hussain, J.)**